

SENATE MOTION

MR. PRESIDENT:

I move that Engrossed House Bill 1181 be amended to read as follows:

- 1 Page 3, between lines 32 and 33, begin a new paragraph and insert:
2 "SECTION 1. IC 8-1-2-129 IS ADDED TO THE INDIANA CODE AS
3 A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON
4 PASSAGE]: **Sec. 129 (a) Within seven (7) days of receiving a**
5 **petition for the approval of a merchant power plant, the**
6 **commission shall notify, via certified mail, the appropriate county**
7 **or municipal agency having local zoning jurisdiction in the area in**
8 **which a merchant power plant is proposed.**
9 **(b) Following notification, the agency having local zoning**
10 **jurisdiction may, within thirty (30) days, forward to the**
11 **commission the following information, as it relates to the proposed**
12 **location and impact of the merchant power plant:**
13 **(1) Current and future land use plans as identified in the**
14 **comprehensive plan or other applicable local zoning**
15 **ordinances.**
16 **(2) Local environmental impacts.**
17 **(3) Local water usage impacts.**
18 **(4) Impacts on local land owners.**
19 **(5) Other issues considered relevant to local officials.**
20 **(c) After notice, the commission shall consider the information**
21 **provided by the appropriate county or municipal agency having**
22 **local zoning jurisdiction in the area in which a merchant power**

23 **plant is proposed in granting the approval or denial of the**
24 **proposed merchant power plant."**

- 1 Renumber all SECTIONS consecutively.
 (Reference is to EHB 1181 as printed April 6, 2001.)

Senator SKILLMAN